

THE HONORABLE BENJAMIN SETTLE

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CLYDE RAY SPENCER , MATTHEW RAY
SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY
JAMES M. PETERS, DETECTIVE
SHARON KRAUSE, SERGEANT
MICHAEL DAVIDSON, CLARK COUNTY
PROSECUTOR'S OFFICE, CLARK
COUNTY SHERIFF'S OFFICE, THE
COUNTY OF CLARK and JOHN DOES
ONE THROUGH TEN,

Defendants.

NO. C11 5424 BHS

**[PROPOSED] ORDER GRANTING
DEFENDANTS' MOTION TO
STRIKE PLAINTIFF'S SECOND
SUPPLEMENTAL DISCLOSURE
PURSUANT TO FED.R.CIV.P.
26(a)(1) AND TO BAR
TESTIMONY**

**NOTE ON MOTION CALENDAR:
Friday, February 8, 2013**

THIS MATTER, having come before the Court on Defendants' Motion to Strike Plaintiffs' Second Supplemental Disclosure Pursuant to Fed.R.Civ.P. 26(a)(1) and to Bar Testimony, and the Court having reviewed all pleadings filed herein, including the Declaration of Guy Bogdanovich in Support of Motion to Strike Supplemental Disclosure and to Bar Testimony, with Exhibit A thereto, plaintiffs' responsive pleadings, and all pleadings filed by defendants in reply, it is hereby:

**[PROPOSED] ORDER GRANTING DEFENDANTS'
MOTION TO STRIKE PLAINTIFF'S SECOND
SUPPLEMENTAL DISCLOSURE PURSUANT TO
FED.R.CIV.P. 26(a)(1) AND TO BAR TESTIMONY - 1**
Cause No: C11-5424 BHS

LAW, LYMAN, DANIEL,
KAMERRER & BOGDANOVICH, P.S.
ATTORNEYS AT LAW
2674 RW JOHNSON BLVD SW, TUMWATER, WA 98512
PO BOX 11880, OLYMPIA, WA 98508-1880
(360) 754-3480 FAX: (360) 357-3511

1 ORDERED, ADJUDGED AND DECREED that Defendants' Motion to Strike
2 Plaintiffs' Second Supplemental Disclosure Pursuant to Fed.R.Civ.P. 26(a)(1) and to
3 Bar Testimony is hereby GRANTED, and that the witness disclosed therein, Menona D.
4 Landrum, is hereby barred from testifying in writing or in person on motion, at a
5 hearing or at trial.

6 DATED this ____ day of February, 2013.
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10 BENJAMIN H. SETTLE
United States District Judge

11 **Presented by:**

12 */s/ Guy Bogdanovich*

13 Guy Bogdanovich, WSBA N^o 14777
14 Attorney for Defendant Sharon Krause
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**[PROPOSED] ORDER GRANTING DEFENDANTS'
MOTION TO STRIKE PLAINTIFF'S SECOND
SUPPLEMENTAL DISCLOSURE PURSUANT TO
FED.R.CIV.P. 26(a)(1) AND TO BAR TESTIMONY - 2**
Cause No: C11-5424 BHS

*LAW, LYMAN, DANIEL,
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